

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Patrick M. McCarthy et al.

Attorney Docket: MYO1001US

Serial No.: To be assigned

Filed: December 12, 2003

For: METHODS AND DEVICES FOR IMPROVING CARDIAC  
FUNCTION IN HEARTS

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**PRELIMINARY AMENDMENT**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Prior to examination on the merits of this application, please enter the following amendments and remarks.

**IN THE SPECIFICATION:**

Please amend the paragraph beginning at page 1, line 2 as follows:

This application is a continuation of U.S. Patent Application  
Serial No. 10/136,446 filed May 2, 2002, now pending, which is a  
continuation of 09/422,328 filed October 21, 1999, now U.S. Patent  
No. 6,406,420, issued June 18, 2002, which is a continuation-in-part  
of U.S. Patent Application Serial No. 09/124,286 filed July 29, 1998,

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I hereby certify that this paper or fee is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" Mailing Label No. EV 398760823 US in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Date: December 12, 2003

Signature: 

Name: Jodi Jung